

Weil, Gotshal & Manges LLP

767 Fifth Avenue
New York, NY 10153-0119
+1 212 310 8000 tel
+1 212 310 8007 fax

Robert G. Sugarman
+1 212 310 8184
robert.sugarman@weil.com

October 28, 2014

Honorable A. Kathleen Tomlinson
District Court Magistrate Judge
Long Island Federal Courthouse
100 Federal Plaza
Central Islip, NY 11722

Re: *East End Eruv Association Inc., et al. v. Village of Westhampton Beach, et al.*, 11-cv-0213(AKT)
Verizon New York, Inc. and Long Island Lighting Company v. Village of Westhampton Beach, et al., 11-cv-0252 (AKT)

Dear Judge Tomlinson:

On September 24, 2014, this Court issued a Memorandum and Order in 13-cv-4810 (Docket No. 73), dismissing without prejudice Plaintiffs' Sixth Cause of Action, and staying the remainder of the action "pending the determination of the Article 78 proceeding in New York state court." We write to inform the Court that on October 24, 2014, Plaintiff EEEA timely filed an Article 78 proceeding in Supreme Court, Suffolk County. The petition is attached hereto for your reference.

With respect to Quogue, in the "Findings of Fact and Conclusions of Law" issued in 11-cv-252 on June 16, 2014 (Docket No. 130), the Court concluded that it "does not have enough information to determine if it may properly address whether the Quogue Village Code applies to the lechis in light of the decision of the Board of Trustees. The parties may contact the Court if they wish to pursue this issue." The following day, Plaintiffs in 11-cv-213 contacted the Court to confirm they wanted to pursue the issue. Docket No. 253 (11-cv-213). The parties in both cases then made additional submissions. *See* Docket Nos. 254, 255, 257, 267, 269 (11-cv-213); Docket Nos. 131, 132, 133 (11-cv-252) (the "Quogue Letters"). The Court's Memorandum and Order in 13-cv-4810 (Docket No. 73) addressed many of the issues raised by the Quogue Letters, *see* pp. 19-28, and Plaintiffs look forward to expeditiously proceeding before this Court with respect to Quogue.

Respectfully submitted,

/s/ Robert G. Sugarman

Robert G. Sugarman

Enclosure

cc: All counsel of record (via ECF)